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16523 U.S.PTO

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Date of Deposit: February 17, 2004

Attorney Docket No. 18133-216

17548 U.S.PTO
10/781556

021704
Barcode

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rasmussen et al
Serial No.: Not yet assigned
Filing Date: Not yet assigned
Title: RACK ENCLOSURE
Attorney's Docket No.: 18133-216

February 17, 2004
Boston, Massachusetts

MS: PATENT APPLICATION
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR CONTINUATION-IN-PART APPLICATION
PURSUANT TO 37 C.F.R. 1.53(b)**

1. This is a request for filing a:

continuation application
 divisional application
 continuation-in-part application

under 37 C.F.R. 1.53(b) of nonprovisional patent application U.S. Serial No. 10/436,886, filed on May 13, 2003, entitled **Rack Enclosure**.

2. Specification (95 Pages); Claims (13 Pages); Cover (1 page); Abstract (1 page)

3. Drawings – Fifty-Seven (57) Sheets including Figures 1-33

Formal
 Informal

4. Declaration and Power of Attorney

Copy from prior application (2 pages)
 Copy of Revocation by Assignee and new Power of Attorney from prior application (____ pages)
 New (unsigned)

5. Information Disclosure Statement (IDS)

PTO-1449 (1 page)
 Copies of references cited
 Copies of Supplemental IDS and PTO 1449s (____ x ____ pages)

Applicant(s): Rasmussen et al

Request for Continuation-in-Part Application Under 37 C.F.R. § 1.53(b)

6. Please amend the specification by replacing the first sentence with the following:

This application is a continuation-in-part application under 37 CFR §1.53(b) of U.S. nonprovisional patent application Serial No. 10/436,886, filed on May 13, 2003, which is incorporated herein by reference.

7. Fee Calculation

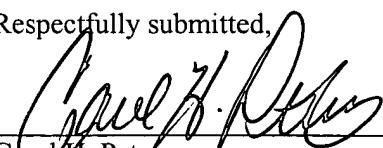
CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) \$770.00
Total Claims (37 C.F.R. 1.16(c))	38	- 20 =	—	\$ 18.00	—
Independent Claims (37 C.F.R. 1.16(b))	6	- 3 =	—	\$ 86.00	—
Multiple Dependent Claim(s), if any (37 C.F.R. 1.16(d))				\$290.00	0
Reduction by 50% for filing by small entity:					-\$
					TOTAL FEE \$ _____.00

Amendment canceling extra claims is enclosed.
 Amendment deleting multiple-dependencies is enclosed.
 Fee for extra claims is not being paid at this time.

8. Applicant claims Small Entity Status
 Fee calculation is based on status of claims after incorporation of enclosed amendment.

9. Return Receipt Postcard Enclosed

Respectfully submitted,


Carol H. Peters
Registration No. 45,010
Attorneys for Applicants
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TRANSMITTAL LETTER

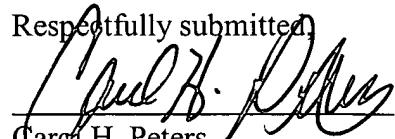
Sir:

Enclosed herewith for filing in the above-identified Continuation-in-part Patent Application are the following:

1. Request for Continuation-in-Part Patent Application under 37 C.F.R. § 1.53(b);
2. Continuation-in Part Patent Application of Application Serial No. 10/436,886;
3. Fifty-Seven (57) Sheets of Informal Drawings – Including Figs. 1-33;
4. Combination Inventor Declaration and Power of Attorney (unsigned);
5. Statement Filed Pursuant to the Duty of Disclosure Under 37 C.F.R. §§1.56, 1.97 and 1.98;
6. Form PTO 1449 and copies of prior art references; and
7. Return Receipt Post Card.

Should any of the above-referenced items not be included, the Applications Branch of the U.S. Patent and Trademark Office is respectfully requested to contact the undersigned at the number provided.

Respectfully submitted,


Carol H. Peters

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Date: February 17, 2004